

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

[21-cv-03496-AMO](#) Surgical Instrument Service Company, Inc. v. Intuitive Surgical, Inc.

**TRIAL SHEET, EXHIBIT and WITNESS LIST**

<b>JUDGE:</b>	<b>PLAINTIFF ATTORNEY:</b>	<b>DEFENSE ATTORNEY:</b>
Araceli Martínez-Olguín	Richard McCaulley, Joshua Van Hoven, and Anthony Dowell	Kenneth Gallo, William Michael, and Paul Brachman
<b>TRIAL DATE:</b>	<b>REPORTERS:</b>	<b>CLERK:</b>
January 28, 2025	Ruth Levine Ekhaus	Alexis Solorzano Rodriguez

EXHIBIT NO.	TIME OFFERED	ID	DESCRIPTION
	8:00 AM		Court called into session. Counsel presented further argument regarding jury instructions. The Court issued final decision regarding jury instructions. Plaintiff raised motion for interlocutory appeal or motion for judgment as a matter of law pursuant to Rule 54(b). Counsel conferred regarding next steps in the case.
	8:31 AM		Court in recess.
	9:01 AM		Court back in session.
	9:25 AM		Court in recess.
	9:44 AM		Court back in session.
	9:47 AM		Court in recess.
	10:09 AM		Court back in session.
	10:15 AM		Court in recess.
	10:23 AM		Court back in session.
	10:29 AM		Court in recess.
	11:04 AM		Court back in session. Defendant raised motion under Rule 50 for judgment as a matter of law including on the grounds of relevant aftermarket Epic criteria based on the representation from Plaintiff's counsel that there is not evidence in the record which a jury could reasonably conclude in favor of the Plaintiff. The Court GRANTED Defendant's oral motion, with a written order to follow.
	11:12 AM		Jury brought into the courtroom.
	11:15 AM		Jury discharged.

	11:16 AM		Court adjourned.
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